

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
CIVIL DOCKET NO.: 3:09CV415-V**

**DARRYL EL,** )  
**Plaintiff,** )  
                  )  
                  )  
**vs.**             )                         **O R D E R**  
                  )  
                  )  
**MAX DAETWYLER CORP.,** )  
**DON BERGHOLZ, and**     )  
**WALTER SIEGENTHALER,** )  
**Defendants.**         )  
                  )  
\_\_\_\_\_)

**THIS MATTER** comes before the Court on Defendants' Motion To Dismiss and Memorandum In Support, filed November 10, 2009 (Documents ##8, 9) To date, Plaintiff has not responded or taken any other action in an effort to prosecute his claims.

**IT IS, THEREFORE, ORDERED** that Plaintiff has twenty (20) days to **RESPOND** to Defendants' motion to dismiss. **FAILURE TO RESPOND MAY RESULT IN SUMMARY DISMISSAL OF PLAINTIFF'S CLAIMS.**

Signed: July 27, 2010



Richard L. Voorhees  
United States District Judge



**Signed: June 3, 2005**



Richard L. Voorhees  
United States District Judge

